

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

JONATHAN GABRIELLI, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

INSIDER, INC.,

Defendant.

CASE NO 1:24-CV-01566-ER

**NOTICE OF MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED
CLASS ACTION COMPLAINT**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, Defendant Insider, Inc., through their attorneys, Baker & Hostetler LLP, will and do hereby move this Court before the Honorable Edgardo Ramos, United States District Court Judge, at the United States District Court for the New York Southern District, 40 Foley Square, New York, New York 10007, at a date and time to be set by the Court, for an Order dismissing Plaintiff's First Amended Class Action Complaint, with prejudice, pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6) on grounds that Plaintiff has failed to state a claim upon which relief can be granted, and granting such other and further relief as the Court may deem just and proper.

Dated: August 1, 2024

Respectfully submitted,

BAKER & HOSTETLER LLP

/s/ Robyn M. Feldstein

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